

HOUSE BILL 2586  
By Ferguson

AN ACT to amend Tennessee Code Annotated, Title 40,  
Chapter 39, Part 2, relative to sexual offenders or  
violent sexual offenders working in certain areas  
when children are present.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 39, Part 2, is amended by  
adding the following as a new section:

§ 40-39-212.

(a) No person or entity who sells a good or service and who employs a  
person required to register as a sexual offender or violent sexual offender  
pursuant to this part shall knowingly require, assign, or permit such employee to  
service an account or otherwise be present in an employee capacity at a time  
when and location where a person less than eighteen (18) years of age is, or is  
reasonably likely to be present.

(b)

(1) A violation of this section is a Class A misdemeanor  
punishable by fine only.

(2) In addition to the punishment set out in subdivision (1), if, by  
virtue of a contract with the state, a violation of this section occurs while  
the employee is on state property in an employee capacity, such violation  
shall constitute a breach of contract. The state shall terminate such  
contract and shall not enter into any further contracts with such vendor. If  
it is determined that an existing contract cannot be terminated for a  
violation of this section, any such contract shall not be renewed upon its

expiration and the state shall not enter into any further contracts with such vendor.

SECTION 2. This act shall take effect on July 1, 2006, the public welfare requiring it.